



RCE/1651

PTO/SB/30(09-03)

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REQUEST

FOR

CONTINUED EXAMINATION (RCE)

TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/056,662
Filing Date	01/23/2002
First Named Inventor	Daniel J. Benedict
Group Art Unit	1651
Examiner Name	Leon B. Lankford, Jr.
Attorney Docket Number	140205-1010

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCE's (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously Submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☒ Consider the amendment(s) reply under 37 CFR 1.116 previously filed on August 3, 2004
- ii. ☐ Other:
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☒ Other: Amendment and Interview Summary
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required).
- b. ☐ Other:
3. **Fees**
- a. ☒ The Director is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 20-0778.
- i. ☒ RCE fee required under 37 CFR 1.17(e) (\$385.00 for small entity)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) (One (1) month extension: \$55.00 for small entity)
- iii. ☐ Other:
- b. ☐ Check in the amount of \$ _____ enclosed.
- c. ☒ Payment by credit card for the amount of \$440.00 (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type)	N. Andrew Crain	Registration No. (Attorney/Agent)	45,442
Signature		Date	30 Sept 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Rhonda Zaffino	Date	
Signature			

This collection of information is required by 37 CFR 1.114. This information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1455, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In Re Application of:

Daniel J. Benedict

Serial No.: 10/056,662

Filed: 01/23/2002

For: **METHOD AND APPARATUS FOR
ISLET ISOLATION**

Confirmation No.: 9818

Group Art Unit: 1651

Examiner: Leon B. Lankford, Jr.

Docket No. 140205-1010

AMENDMENT AND INTERVIEW SUMMARY

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Advisory Action mailed September 15, 2004, Applicant respectfully requests that the Examiner reconsider the Amendment and Response previously filed on August 3, 2004 under 37 C.F.R. 1.116. Further, Applicant directs the Examiner to the Amendment and Remarks contained herein.

Deposit Account Authorization

It is not believed that extensions of time are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 20-0778.